

EXPRESS MAIL CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that the foregoing Preliminary Amendment and any document(s) referred to as attached hereto is being deposited with the United States Postal Service on the date indicated below in an envelope as "Express Mail Post Office to Addressee" service mailing Label Number EV203145035US addressed: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia, 22313-1450.

Date: December 3, 2003

Sean F. Mellino
Sean F. Mellino

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Jack S. Rosen

Serial No. :

Filed : Herewith

Title : COMBINATION BARBEQUE GRILL, SMOKER AND
FIRE PIT

Examiner :

Art Unit :

Attorney Docket: KH0694US (#90636)

**INFORMATION DISCLOSURE STATEMENT
PURSUANT TO 37 CFR 1.97**

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia, 22313-1450

Sir:

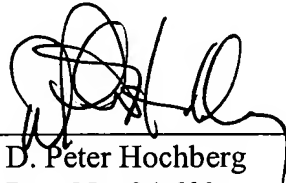
Under the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, Applicant would like to call the Examiner's attention to the references listed on the attached Form PTO-1449. Copies of the cited U.S. patent references are not enclosed in accordance with the waiver of 37 C.F.R. 1.98(a)(2)(i) published in the *Official Gazette* of August 5, 2003.

In accordance with 37 C.F.R. 1.97(b)(1), and as this Information Disclosure Statement is being filed with the application, the Statement is submitted before the issuance of a first Official Action on this case.

In accordance with 37 C.F.R. 1.97(g) and 37 C.F.R. 1.97(h), filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made and shall not be construed to be an admission that the information cited in the statement is, or is considered to be, material to patentability as defined in 34 C.F.R. 1.56(b).

The Examiner is requested to make the attached references of record and to consider these references along with such other references deemed pertinent as a result of the Examiner's own independent search and examination.

Respectfully submitted,

By: 
D. Peter Hochberg
Reg. No. 24,603

DPH/sm

Att. -PTO-1449 w/references

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Form PTO-1449

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U.S. Patent Documents

Examiner Initial	Document Number	Date	Name
_____	4,867,130	9/19/89	Walker
_____	5,531,154	7/2/96	Perez, III
_____	5,785,046	7/28/98	Colla
_____	5,937,768	8/17/99	Atwood
_____	6,035,770	3/14/2000	Whitefield
_____	6,192,881	2/27/2001	Nix

_____ 6,289,795 B1 9/18/2001 McLemore et al.

_____ 6,516,792 B1 2/11/2003 McDonald

United States Published Patent Applications

_____ US 2003/0024523 A1 2/6/2003 Ching-Hui

Foreign Patent Documents

Examiner	Document			Translation
Initial	Number	Date	Country	(Yes/No)

Other Prior Art (Inc. Author, Title, Date, Pertinent Pages, Etc.)

Examiner	
Initial	Document

Examiner:

Date Considered:

****Examiner:** Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.